

July 7, 2025 Addendum to June 24, 2025 Protected Whistleblower Disclosure of Mr. Erez Reuveni Submitted Pursuant to 5 U.S.C. § 2302 and 5 U.S.C. § 1213

EXHIBIT NUMBER	DESCRIPTION	PAGE NUMBER
1	<p>March 15, 2025 Excerpts of Text Messages Between Mr. Reuveni and a Colleague During and After the Hearing before Judge Boasberg in <i>JGG v. Trump</i></p> <p><i>These messages are corroboration of Bove's comments in a meeting the day prior that planes with individuals removed under the Alien Enemies Act (AEA) would depart the U.S. over the weekend of March 15-16, 2025, and that the DOJ might have to say "fuck you" to a federal court were a court to order the planes not to depart.</i></p>	Pages 1-4
2	<p>March 28, 2025 email between OIL litigation team</p> <p><i>This email message evidences that DHS was communicating to DOJ-OIL that they had received contrary advice regarding how to interpret the scope of the court's injunction in DVD as to whether it applied only to named plaintiffs</i></p>	Pages 5-6
3	<p>March 28, 2025 email between OIL and DHS regarding <i>DVD v. DHS</i></p> <p><i>Emails evidence that Mr. Reuveni was asking for confirmation of government's position on the scope of the injunction in DVD v. DHS the night of March 28, 2025, and did not receive a response. This lack of response led Mr. Reuveni to decide not to file a brief with the government's position, which led to calls in the early hours of March 29, 2025 from Perkins, McHenry, Percival, and Whitaker.</i></p>	Pages 7-8
4	<p>March 28-29, 2025 emails between OIL and DHS following email from Plaintiffs' attorneys in <i>DVD v. DHS</i></p>	Pages 9-19

	<p><i>This email exchange evidences the sequence of events wherein Mr. Reuveni determined that he could not file a brief in DVD v. DHS because there was not confirmation that DHS and DOJ leadership agreed that the injunction had nationwide applicability.</i></p> <p>Pp.18-19: Mr. Reuveni states, “Hi everyone. WE understand guidance hasn’t been issued yet. Can DHS confirm asap whether anyone who would be subject to the injunction as read by us in our papers and in our advice to you earlier today— that is that it bars removal of anyone with a final order other than someone with a 235b order—is not presently being staged for removal. WE are telling the court in our briefs the injunction applies to such people and that is the reason for the need for relief. If DHS removes such people nonetheless we’d be violating the court order as we read it earlier, but also as we are presenting it in our briefs. Can folks please confirm ASAP that no one subject to the order is currently being staged for removal?”</p> <p>P. 17: Flentje responds, “I agree with this. If we file this brief, the United States’ interpretation of the injunction is that it is universal in scope. If a decision is being considered to take a different interpretation of the order, we should not file this brief, and we would need to withdraw the brief if it has been filed.”</p> <p>P. 15: Percival notes, “My take on these emails is that DOJ leadership and DOJ litigators don’t agree on the strategy. Please keep DHS out of it,” and pp. 13-14 follows with, “Figure out what DOJ’s position is and get back to us. DHS has one position from the top of the agency to the bottom. DOJ needs to do the same.”</p> <p>P. 13: When Mr. Reuveni asks Percival, “What is that position?” Percival responds p.</p>	
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	<p>12 with, “Ask your leadership. Holy crap guys.”</p> <p>Pp. 12-13: Mr. Reuveni then notes, “Ok. We can’t file the briefs then. We’ll hold on that until we have some clarity on this. The briefs explicitly say we view the injunction as barring all removals. If planes are taking off or will take off with people covered by the injunction as these briefs say we cannot file the briefs as written. If our view is that the order applies only to the named plaintiffs there is no emergency that justifies these filings. The solicitor general signed off on the former approach. But if we can’t get confirmation that that is how everyone reads the order then we can’t file this as drafted. Standing by for guidance in the mean time.”</p> <p>An hour later, after Mr. Reuveni had phone calls with McHenry, Perkins, Percival and Whitaker, Percival replied p. 10 saying, “Thanks for the phone call Erez. I think we have a path forward. Have a good night everyone.”</p>	
5	<p>March 29, 2025 emails between OIL attorneys regarding <i>DVD v. DHS</i></p> <p><i>This email exchange demonstrates that as Mr. Reuveni alleged in his disclosure, he was not receiving responses from those in his chain of command, including Flentje, Ensign, and Roth, on the evening of March 29, 2025. It also illustrates Mr. Reuveni’s reasonable belief that the argument made in McHenry’s “odd” footnote that the court’s order was ambiguous, was unreasonable.</i></p> <p>P. 21: an email from an OIL attorney noted that a reviewer from the white house added a comment in the draft brief, “Not sure I understand the final point in the FN about this making the scope of the order ambiguous. Consider clarifying.”</p>	Pages 20-22

6	<p>March 29, 2025 text messages between Mr. Reuveni and Mr. Flentje</p> <p><i>This email exchange evidences that Flentje was unavailable in the early hours of March 29 when Mr. Reuveni decided he could not file the DVD appeal brief because DHS did not agree that the injunction applied nationwide. The exchange also evidences that DHS was delaying in disseminating written guidance to the agency about the applicability of the injunction at the behest of DOJ leadership.</i></p> <p>P. 24: Flentje says, “The DVD thing is nuts.”</p>	Pages 23-25
7	<p>March 29, 2025 emails between OIL and DHS regarding <i>DVD v. DHS</i> guidance</p> <p><i>Email message confirms that as Mr. Reuveni disclosed, DHS did not disseminate written guidance to the agency about the Court’s order in DVD v. DHS and instead only provided verbal guidance to one officer.</i></p>	Pages 26-29
8	<p>March 31, 2025 email between OIL attorneys following email from Plaintiffs’ attorneys in <i>DVD v. DHS</i></p> <p><i>In this email exchange Mr. Reuveni notes that he has raised up his chain of command the removal of 17 individuals to El Salvador, including a named plaintiff in DVD v. DHS in apparent violation of the injunction.</i></p>	Pages 30-32
9	<p>March 31, 2025 emails between OIL and DHS following email from Plaintiffs’ attorneys in <i>DVD v. DHS</i></p> <p><i>In this email exchange Mr. Reuveni challenges DHS GC Mazzara’s assertion that, “DHS had nothing to do with this operation as far as I’m aware,” regarding Secretary Rubio’s announcement that on the night of March 30, 2025, 17 people were removed to El Salvador by noting that the</i></p>	Pages 33-35

	<p><i>individuals were in DHS custody prior to their transfer to El Salvador, and that DOD referred OIL back to DHS for further information.</i></p> <p>Pp. 34-35: Mazzara states, “These are not questions for DHS. DHS had nothing to do with this operation as far as I’m aware. DoD is not a party to this suit, nor is State I believe, and so these questions need to go to them.”</p> <p>P. 34: Mazzara then says, “And for the record, do not make any representations to the court regarding DHS on the matter of this reported flight.”</p> <p>P. 34: Mr. Reuveni asks, “These folks were in DHS custody at GTMO were they not? And they were moved from ICE custody in Texas to GTMO, were they not? We will certainly confer with our DOD colleagues (who have initially referred us back to DHS give the points I just mentioned), but parts of this appear to be in DHS’s wheelhouse. If a phone call rather than an email with the right group can help clarify, happy to jump on a call.”</p>	
10	<p>April 1, 2025 emails between OIL attorneys regarding <i>DVD v. DHS</i></p> <p><i>This email exchange evidences that while news reports indicated that DVD class members were being removed from the U.S. in violation of the injunction, DHS was not providing DOJ-OIL with responses regarding its compliance with the court’s order.</i></p>	Pages 36-38
11	<p>April 2, 2025 email from OIL colleague regarding <i>DVD v. DHS</i></p> <p><i>This email evidences that as of April 2, 2025 DHS had not distributed guidance about the DVD v. DHS injunction which was resulting in violations of the court order for which the ACLU was threatening to bring suit.</i></p>	Pages 39-40

12	<p>April 2, 2025 emails between OIL attorneys regarding <i>DVD v. DHS</i></p> <p><i>This email exchange evidences that DHS was not being responsive to DOJ-OIL inquiries about compliance with the nationwide injunction in DVD v. DHS and that DHS had still not confirmed with DOJ that the agency had issued guidance about the applicability of the court's order to DHS' components.</i></p>	Pages 41-43
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Exhibit 1

**Excerpts of Text Messages Between Mr. Reuveni and a Colleague on March 15, 2025
During and After the Hearing before Judge Boasberg in *JGG v. Trump***

Time: March 15, 2025 5:17-5:25 p.m. ET

These messages corroborate, first at 5:17, the statement on p.7 of Mr. Reuveni's June 24, 2025 disclosure that, "Bove stated that DOJ would need to consider telling the courts 'fuck you' and ignore any such court order," and second at 5:24-5:25, the statement on p. 9 that, "Mr. Reuveni reasonably believes Ensign's statement to the court that he did not know whether AEA removals would take place 'in the next 24 or 28 hours' was false."

Oh shit 5:17 PM

That was juts not true 5:17 PM

Edited to "That was just not true " 5:17 PM

About to enter the find out phase follow fuck around 5:24 PM

Edited to "About to enter the find out phase following fuck around " 5:24 PM

I can't believe he said he doesn't know 5:24 PM

He got my email 5:24 PM

I mean he doesn't know for sure they're aea 5:24 PM

About what what? 5:24 PM

He knows they are being removed 5:24 PM

About the flights 5:24 PM

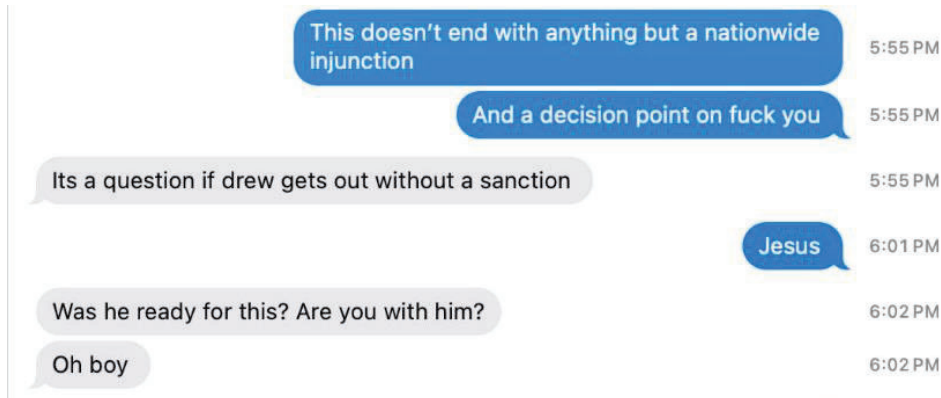
The email from aclu 5:25 PM

He knows there are plans for AEA removals within the next 24 hours 5:25 PM

Yes he does 5:25 PM

Time: March 15, 2025 5:55-6:02 p.m. ET

These messages at 5:55 corroborate the statement on p.7 of Mr. Reuveni's June 24, 2025 disclosure that, "Bove stated that DOJ would need to consider telling the courts 'fuck you' and ignore any such court order." The messages at 6:01 reflect the paragraph on p. 10 about the reconvened hearing in *JGG v. Trump* before Judge Boasberg at 6:00 pm.



Time: March 15, 2025 8:16-8:22 p.m. ET

These messages occurred after a period of non-responsiveness from Mr. Reuveni's supervisors described in Mr. Reuveni's June 24, 2025 disclosure, beginning at the last paragraph of p. 10 through the end of the first paragraph on p. 12, and also after Mr. Reuveni reviewed public information that two flights had landed in Honduras by 8:10 pm. The messages corroborate the statement on p.7 of Mr. Reuveni's June 24, 2025 disclosure that, "Bove stated that DOJ would need to consider telling the courts 'fuck you' and ignore any such court order."

Guess we are going to say fuck you to the court 8:16 PM

Super 8:16 PM

Well Pamela Jo Bondi is 8:22 PM

Not you 8:22 PM

Exhibit 2

From: [REDACTED]
[REDACTED]@usdoj.gov>
Sent: Friday, March 28, 2025 10:30 PM
To: [REDACTED]@usdoj.gov>;
[REDACTED]@usdoj.gov>; [REDACTED]
[REDACTED]@usdoj.gov>; Reuveni, Erez R.
(CIV) <Erez.R.Reuveni@usdoj.gov>
Cc: [REDACTED]@usdoj.gov>;
[REDACTED]@usdoj.gov>
Subject: RE: [EXTERNAL] RE: DVD - Complaint and TRO

Yep I'm looking at DHS's edits to the district court motion and finalizing.

Also, please note this [REDACTED] comment from page 3 of the brief:

This interpretation assumes that the order is operative and applies to all final orders. That is not consistent with the advise we've received from DOJ, which is not to apply the order outside of the named plaintiffs.

Is [REDACTED] JOKING?!?! That is literally the opposite of what we said earlier today.

Exhibit 3

Exhibit 4

On Mar 29, 2025, at 1:20 AM, PERCIVAL, JAMES <JAMES.PERCIVAL@hq.dhs.gov> wrote:

Thanks for the phone call Erez. I think we have a path forward. Have a good night everyone.

From: Reuveni, Erez R. (CIV)
<Erez.R.Reuveni@usdoj.gov>
Sent: Saturday, March 29, 2025 12:42:11 AM
To: PERCIVAL, JAMES
<JAMES.PERCIVAL@hq.dhs.gov>
Cc: Flentje, August (CIV)
<August.Flentje@usdoj.gov>; [REDACTED]
[REDACTED] <[\[REDACTED\]@hq.dhs.gov](mailto:[REDACTED]@hq.dhs.gov)>; [REDACTED]
[REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>; [REDACTED]
[REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>; Mazzara, Joseph
<Joseph.Mazzara@hq.dhs.gov>; [REDACTED]
[REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>;
[REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>; [REDACTED]
[REDACTED] <[\[REDACTED\]@ice.dhs.gov](mailto:[REDACTED]@ice.dhs.gov)>; Ensign, Drew C (CIV)
<Drew.C.Ensign@usdoj.gov>; [REDACTED]
[REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>; [REDACTED]

[REDACTED]@hq.dhs.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>; [REDACTED]
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[REDACTED]@usdoj.gov>;
[REDACTED]
[REDACTED]@usdoj.gov>; [REDACTED]
[REDACTED]@usdoj.gov>; [REDACTED]
[REDACTED]@HQ.DHS.GOV>; [REDACTED]
[REDACTED]@ice.dhs.gov>;
[REDACTED]
[REDACTED]@ice.dhs.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>;
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[REDACTED]@ice.dhs.gov>;
[REDACTED]@ice.dhs.gov>;
[REDACTED]@ice.dhs.gov> [REDACTED]
[REDACTED]@ice.dhs.gov> [REDACTED]
[REDACTED]@ice.dhs.gov>

Subject: Re: [EXTERNAL] RE: DVD - Complaint and TRO

Ok. We can't file the briefs then. We'll hold on that until we have some clarity on this. The briefs explicitly say we view the injunction as barring all removals. If planes are taking off or will take off with people covered by the injunction as these briefs say we cannot file the briefs as written. If our view is that the order applies only to the named plaintiffs there is no emergency that justifies these filings. The solicitor general signed off on the former approach. But if we can't get confirmation that that is how everyone reads the order then we can't file this as drafted. Standing by for guidance in

Sent from my iPhone

Ask your leadership. Holy crap guys.

12

position from the top of the agency to the bottom. DOJ needs to do the same.

From: PERCIVAL,
JAMES
<JAMES.PERCIVAL@hq.dhs.gov>
Sent: Saturday, March
29, 2025 12:34:07 AM
To: Flentje, August
(CIV)
<August.Flentje@usdoj.gov>;
Reuveni, Erez R. (CIV)
<Erez.R.Reuveni@usdoj.gov>
Cc: [REDACTED]
[REDACTED] <[\[REDACTED\]@hq.dhs.gov](mailto:[REDACTED]@hq.dhs.gov)>;
[REDACTED]
[REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>;
[REDACTED]
[REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>;
Mazzara, Joseph
<Joseph.Mazzara@hq.dhs.gov>;
[REDACTED]
[REDACTED]
[REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>;
[REDACTED]
[REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>;
[REDACTED]
[REDACTED] <[\[REDACTED\]@ice.dhs.gov](mailto:[REDACTED]@ice.dhs.gov)>;
Ensign, Drew C (CIV)
<Drew.C.Ensign@usdoj.gov>;
[REDACTED]
[REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>;
[REDACTED]
[REDACTED] <[\[REDACTED\]@hq.dhs.gov](mailto:[REDACTED]@hq.dhs.gov)>;
[REDACTED]
[REDACTED] <[\[REDACTED\]@ice.dhs.gov](mailto:[REDACTED]@ice.dhs.gov)>;
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[REDACTED]
[REDACTED] <[\[REDACTED\]@ice.dhs.gov](mailto:[REDACTED]@ice.dhs.gov)>;
[REDACTED]
[REDACTED] <[\[REDACTED\]@ice.dhs.gov](mailto:[REDACTED]@ice.dhs.gov)>;
[REDACTED]
[REDACTED] <[\[REDACTED\]@hq.dhs.gov](mailto:[REDACTED]@hq.dhs.gov)>;
[REDACTED]
[REDACTED] <[\[REDACTED\]@hq.dhs.gov](mailto:[REDACTED]@hq.dhs.gov)>;
[REDACTED]
[REDACTED] <[\[REDACTED\]@cbp.dhs.gov](mailto:[REDACTED]@cbp.dhs.gov)>;

Subject: Re:
[EXTERNAL] RE: DVD -
Complaint and TRO

From: Flentje, August
(CIV)

<August.Flentje@usdoj.gov>

Sent: Saturday, March
29, 2025 12:03:12 AM

To: Reuveni, Erez R.
(CIV)

<Erez.R.Reuveni@usdoj.gov>

Cc: [REDACTED]
[REDACTED]@hq.dhs.gov;

PERCIVAL, JAMES

<JAMES.PERCIVAL@hq.dhs.gov>;

[REDACTED]
[REDACTED]@usdoj.gov;

[REDACTED]
[REDACTED]@usdoj.gov;

Mazzara, Joseph

<Joseph.Mazzara@hq.dhs.gov>;

[REDACTED]
[REDACTED]
[REDACTED]@usdoj.gov;

[REDACTED]
[REDACTED]@usdoj.gov;

[REDACTED]
[REDACTED]@ice.dhs.gov;

Ensign, Drew C (CIV)

<Drew.C.Ensign@usdoj.gov>;

[REDACTED]
[REDACTED]@usdoj.gov;

[REDACTED]
[REDACTED]@hq.dhs.gov;

[REDACTED]
[REDACTED]@ice.dhs.gov;

[REDACTED]
[REDACTED]@ice.dhs.gov;

[REDACTED]
[REDACTED]@ice.dhs.gov;

[REDACTED]
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[REDACTED]
[REDACTED]@ice.dhs.gov;

[REDACTED]
[REDACTED]@ice.dhs.gov;

[REDACTED]
[REDACTED]@ice.dhs.gov;

[REDACTED]
[REDACTED]@ice.dhs.gov;

[REDACTED]
[REDACTED]@hq.dhs.gov;

[REDACTED]
[REDACTED]@hq.dhs.gov;

[REDACTED]
[REDACTED]@cbp.dhs.gov;

[REDACTED]
[REDACTED]
[REDACTED]@cbp.dhs.gov;

[REDACTED]
[REDACTED]
[REDACTED]@cbp.dhs.gov;

[REDACTED]
[REDACTED]
[REDACTED]@cbp.dhs.gov;

[REDACTED]
[REDACTED]

28,
2025, at
11:28 PM,
Reuveni,
Erez R.
(CIV)
<Erez.R.Reuveni@usdoj.gov>
wrote:

Hi
everyone.
WE
understand
guidance
hasn't
been
issued
yet. Can
DHS
confirm
asap
whether
anyone
who
would be
subject
to the
injunction
as read
by us in
our
papers
and in
our
advice to
you
earlier
today—
that is
that it
bars
removal
of
anyone
with a
final
order
other
than
someone
with a
235b
order—is
not
presently
being
staged
for
removal.
WE are

telling
the court
in our
briefs the
injunction
applies
to such
people
and that
is the
reason
for the
need for
relief. If
DHS
removes
such
people
nonetheless
we'd be
violating
the court
order as
we read
it earlier,
but also
as we are
presenting
it in our
briefs.
Can folks
please
confirm
ASAP that
no one
subject
to the
order is
currently
being
staged
for
removal?

From: [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED] <[\[REDACTED\]@hq.dhs.gov](mailto:[REDACTED]@hq.dhs.gov)>
Sent: Friday,
March 28,
2025
11:09 PM
To: Reuveni,
Erez R.
(CIV)
<Erez.R.Reuveni@usdoj.gov>;
PERCIVAL,
JAMES
<JAMES.PERCIVAL@hq.dhs.gov>;
[REDACTED]
[REDACTED]

Exhibit 5

From: Reuveni, Erez R. (CIV) <Erez.R.Reuveni@usdoj.gov>

Sent: Saturday, March 29, 2025 12:26 AM

To: [REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>

Cc: [REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>; [REDACTED]

[REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>; [REDACTED]

[REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>; [REDACTED]

[REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>; [REDACTED]

[REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>; Flentje, August (CIV)

<August.Flentje@usdoj.gov>

Subject: Re: [EXTERNAL] RE: DVD - Complaint and TRO

No one responding. Leave it in and file.

Sent from my iPhone

On Mar 29, 2025, at 12:20 AM, [REDACTED]
[REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)> wrote:

OK did you see the white house's comment?

WHCO: Not sure I understand the final point in the FN
about this making the scope of the order ambiguous.
Consider clarifying.

From: Reuveni, Erez R. (CIV) <Erez.R.Reuveni@usdoj.gov>

Sent: Saturday, March 29, 2025 12:12 AM

To: [REDACTED]@usdoj.gov;
[REDACTED]@usdoj.gov;
[REDACTED]@usdoj.gov; [REDACTED]
[REDACTED]@usdoj.gov
Cc: [REDACTED]@usdoj.gov;
[REDACTED]@usdoj.gov;
Flentje, August (CIV) <August.Flentje@usdoj.gov>
Subject: RE: [EXTERNAL] RE: DVD - Complaint and TRO

I also made tweaks to the intro and headings to reflect the addition. That and the mysterious FN should be the only things new that I added and that was in the versions we sent to OSG, WHC, DHS etc.

Exhibit 6

The DVD thing is nuts.

We gotta appeal

We will be asked to seek emergency relief

Yes I think so.

3/29/25, 12:38 AM

Are you asleep yet

We have a problem

3/29/25, 8:37 AM

Ugh sorry

Well it's been "resolved" for now

I literally crashed like 5 minutes before the shit hit the fan. Thank you for talking to the leadership folks. Henry is a good guy I do not think he was talking down to you.

You're probably right. It was just jarring at 2 am

Tell your buddies at dhs to follow court orders

And no worries that's the job better me that the team dealing with that

At what point do we need to press dhs/leadership about the guidance again

We gave our guidance seems like it is a DHS issue.

No I think it's a little more complicated

Dojs leadership gave them guidance to NOT

issue guidance

They also agreed with me on the phone at 2 am that we withdraw the brief if they are removing people

Well great. I'm about to get in a car to drive from 4 hours.

No worries I'll mind the fort on that front

I'll behave!

3/29/25, 1:56 PM

I think we have a path if there is some unexpected guidance.

We could submit a supplemental saying we are interpreting it more narrowly but stay is still critical given contempt risk.

One paragraph

3/29/25, 3:27 PM

Ok

We still have no guidance

I kicked the tires on this just now

It's been 24 hours

Update "verbal guidance" was issued

We may be ok

Exhibit 7

On Mar 29, 2025, at 3:42 PM, [REDACTED]
[REDACTED]@ice.dhs.gov> wrote:

Yes. I personally discussed the matter with the head of ERO.

[REDACTED]
[REDACTED]
U.S. Immigration and Customs Enforcement
[REDACTED]
[REDACTED]

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From: PERCIVAL, JAMES <JAMES.PERCIVAL@hq.dhs.gov>
Sent: Saturday, March 29, 2025 3:30 PM
To: Reuveni, Erez R. (CIV) <Erez.R.Reuveni@usdoj.gov>; [REDACTED]
[REDACTED]@usdoj.gov>
Cc: Flentje, August (CIV) <August.Flentje@usdoj.gov>; [REDACTED]
[REDACTED]@hq.dhs.gov>; [REDACTED]@usdoj.gov>; [REDACTED]
[REDACTED]@usdoj.gov>; Mazzara, Joseph <Joseph.Mazzara@hq.dhs.gov>;
[REDACTED]@usdoj.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>; Ensign, Drew C (CIV) <Drew.C.Ensign@usdoj.gov>; [REDACTED]
[REDACTED]@usdoj.gov>; [REDACTED]
[REDACTED]@hq.dhs.gov>; [REDACTED]@ice.dhs.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>; [REDACTED]@ice.dhs.gov>;
[REDACTED]@ice.dhs.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>; [REDACTED]@ice.dhs.gov>;
[REDACTED]@ice.dhs.gov>; [REDACTED]
[REDACTED]@hq.dhs.gov>; [REDACTED]@hq.dhs.gov>;
[REDACTED]@cbp.dhs.gov>; [REDACTED]

[REDACTED]@cbp.dhs.gov>; [REDACTED]
[REDACTED]@cbp.dhs.gov>; [REDACTED]
[REDACTED]@cbp.dhs.gov>; [REDACTED]@usdoj.gov>;
[REDACTED]@usdoj.gov>; [REDACTED]
[REDACTED]@usdoj.gov>; [REDACTED]@HQ.DHS.GOV>;
[REDACTED]@ice.dhs.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>; [REDACTED]@ice.dhs.gov>;
[REDACTED]@ice.dhs.gov>; [REDACTED]
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[REDACTED]@ice.dhs.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>; [REDACTED]@ice.dhs.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>; [REDACTED]@ice.dhs.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>; [REDACTED]@ice.dhs.gov>;
[REDACTED]@ice.dhs.gov>; [REDACTED]@ice.dhs.gov>

Subject: Re: [EXTERNAL] RE: DVD - Complaint and TRO

My understanding is ICE OPLA has verbally advised ICE to stop third party removals of aliens with final orders.

From: Reuveni, Erez R. (CIV) <Erez.R.Reuveni@usdoj.gov>

Sent: Saturday, March 29, 2025 3:27 PM

To: [REDACTED]@usdoj.gov>

Cc: PERCIVAL, JAMES <JAMES.PERCIVAL@hq.dhs.gov>; Flentje, August (CIV)

<August.Flentje@usdoj.gov>; [REDACTED]@hq.dhs.gov>; [REDACTED]
[REDACTED]@usdoj.gov>; [REDACTED]
[REDACTED]@usdoj.gov>; Mazzara, Joseph <Joseph.Mazzara@hq.dhs.gov>;
[REDACTED]@usdoj.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>; Ensign, Drew C (CIV) <Drew.C.Ensign@usdoj.gov>;
[REDACTED]@usdoj.gov>; [REDACTED]
[REDACTED]@hq.dhs.gov>; [REDACTED]@ice.dhs.gov>;
[REDACTED]@ice.dhs.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>; [REDACTED]@ice.dhs.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>; [REDACTED]@hq.dhs.gov>;
[REDACTED]@hq.dhs.gov>; [REDACTED]
[REDACTED]@cbp.dhs.gov>; [REDACTED]
[REDACTED]@cbp.dhs.gov>; [REDACTED]
[REDACTED]@cbp.dhs.gov>; [REDACTED]
[REDACTED]@cbp.dhs.gov>; [REDACTED]@usdoj.gov>;
[REDACTED]@usdoj.gov>; [REDACTED]
[REDACTED]@usdoj.gov>; [REDACTED]@HQ.DHS.GOV>;
[REDACTED]@ice.dhs.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>; [REDACTED]@ice.dhs.gov>;
[REDACTED]@ice.dhs.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>; [REDACTED]@ice.dhs.gov>;
[REDACTED]@ice.dhs.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>; [REDACTED]
[REDACTED]@ice.dhs.gov>; [REDACTED]@ice.dhs.gov>;
[REDACTED]@ice.dhs.gov>

Subject: Re: [EXTERNAL] RE: DVD - Complaint and TRO

Hello again everyone. While we work up a possible supplemental letter can we please get an update on what if anything has been disseminated to the field on

the injunction. Are removals on non parties continuing? We will need to withdraw or update our brief if that's the case. We would appreciate some prompt clarity on this.

29

Sent from my iPhone

Exhibit 8

From: [REDACTED] (CIV)
To: [REDACTED] (CIV)
Cc: Reuveni, Erez R. (CIV); [REDACTED] (CIV); [REDACTED] (CIV); [REDACTED] (CIV)
Subject: Re: Potential Meet and Confer - DVD v DHS
Date: Monday, March 31, 2025 4:53:17 PM
Attachments: [image001.png](#)

And we are all tracking that removal from GTMO is removal under this Court order.

On Mar 31, 2025, at 4:44 PM, [REDACTED] (CIV) [REDACTED] wrote:

Good grief

From: Reuveni, Erez R. (CIV) <Erez.R.Reuveni@usdoj.gov>
Sent: Monday, March 31, 2025 4:39 PM
To: [REDACTED]@usdoj.gov>
Cc: [REDACTED]@usdoj.gov>; [REDACTED]
[REDACTED]@usdoj.gov>; [REDACTED]@usdoj.gov>;
[REDACTED]@usdoj.gov>
Subject: FW: Potential Meet and Confer - DVD v DHS

I have raised this up the chain within DOJ. I suspect we wont get a straight answer from DHS on the main thread. I will do everything I can to shake loose an answer here. But I suspect it wont be in the next few hours. Something I just saw on twitter might explain this:

<https://x.com/billmelugin/status/1906719922522357963?s=42>

The question we need the agency to explain is where were these people and on what authority were they remove (title 8, something else? If it was AEA then that violates the DDC injunction. If its title 8, it violates this one. But if they were not in the united states then DHS arguably did not violate).

The main issue I see here is one of the 17 people in that tweet is the lead plaintiff in the GTMO case [REDACTED] is handling. They have a court order to tell the court when they remove people from GTMO.

If in fact DHS violated a court order our recommendation would be to file a notice with the district court as soon as practicable explaining what happened.

If you all hear anything please share with asap, and I'll do the same.

From: [REDACTED] [immigrationlitigation.org](mailto:[REDACTED]@immigrationlitigation.org)>
Sent: Monday, March 31, 2025 4:10 PM
To: [REDACTED] [@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>; [REDACTED]
[REDACTED] [@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>; [REDACTED] [@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>;
[REDACTED] [@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>; [REDACTED] [@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>
[REDACTED] [@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>; [REDACTED] [@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>
Cc: [REDACTED] [@nwirp.org](mailto:[REDACTED]@nwirp.org); [REDACTED] [@immigrationlitigation.org](mailto:[REDACTED]@immigrationlitigation.org)>; [REDACTED]
[REDACTED] [@immigrationlitigation.org](mailto:[REDACTED]@immigrationlitigation.org)>; [REDACTED] [@humanrightsfirst.org](mailto:[REDACTED]@humanrightsfirst.org)
Subject: [EXTERNAL] Potential Meet and Confer - DVD v DHS

Counsel,

A few hours ago, Secretary of State Rubio reposted a tweet from Nayib Bukele indicating that 17 individuals were transferred from U.S custody to El Salvador. See <https://x.com/SecRubio>. This followed a post from Secretary Rubio to similar effect on the same platform (<https://x.com/SecRubio/status/1906684174020284784>). The State Department has also posted an announcement on its website titled “More Foreign Gang Terrorists Deported Out of America” (see <https://www.state.gov/more-foreign-gang-terrorists-deported-out-of-america/>).

Were all of these 17 people Salvadoran nationals, and if not, can you please provide more information, specifically whether any of them had final removal orders?

In addition, can you confirm that no one is currently being removed pursuant to the March 30, 2025 Guidance?

If any non-Salvadorans among the 17 individuals described in Secretary Rubio’s statements had final removal orders, or if noncitizens are being subjected to removal under the Guidance, that would violate the TRO, and we immediately request a meet and confer.

We look forward to hearing back from you soon.

[REDACTED]

[REDACTED]
National Immigration Litigation Alliance
[REDACTED]
www.immigrationlitigation.org
Facebook: NatImmLitAlliance / [LinkedIn](#)

Exhibit 9

Exhibit 10

From: [Reuveni, Erez R. \(CIV\)](#)
To: [REDACTED] (CIV)
Cc: [REDACTED] (CIV); [Flentje, August \(CIV\)](#); [REDACTED] (CIV)
Subject: RE: Draft Filings for Tonight in DVD Case (Third Country Removals)
Date: Tuesday, April 01, 2025 4:04:10 PM

We aren't going to have anything to say to them. The best we can say right now is to acknowledge their message and say we don't have any information we can share on this at this time.

From: [REDACTED]@usdoj.gov
Sent: Tuesday, April 01, 2025 4:03 PM
To: Reuveni, Erez R. (CIV) <Erez.R.Reuveni@usdoj.gov>
Cc: [REDACTED]@usdoj.gov; [Flentje, August \(CIV\)](#) <August.Flentje@usdoj.gov>; [REDACTED]@usdoj.gov
Subject: RE: Draft Filings for Tonight in DVD Case (Third Country Removals)

Ok. Because we need to get back to plaintiffs

From: Reuveni, Erez R. (CIV) <Erez.R.Reuveni@usdoj.gov>
Sent: Tuesday, April 01, 2025 4:02 PM
To: [REDACTED]@usdoj.gov
Cc: [REDACTED]@usdoj.gov; [Flentje, August \(CIV\)](#) <August.Flentje@usdoj.gov>; [REDACTED]@usdoj.gov
Subject: RE: Draft Filings for Tonight in DVD Case (Third Country Removals)

[REDACTED] as all requested. [REDACTED] give me a call at some point this afternoon . Can also talk tomorrow first thing.

From: [REDACTED]@usdoj.gov
Sent: Tuesday, April 01, 2025 3:42 PM
To: Reuveni, Erez R. (CIV) <Erez.R.Reuveni@usdoj.gov>
Cc: [REDACTED]@usdoj.gov; [REDACTED]@usdoj.gov; [Flentje, August \(CIV\)](#) <August.Flentje@usdoj.gov>; [REDACTED]@usdoj.gov
Subject: Re: Draft Filings for Tonight in DVD Case (Third Country Removals)

Someone, other than this team, will have to go answer questions. I'm not protecting DHS if the FO and DHS don't care about us. Let them explain this to the court

On Apr 1, 2025, at 3:33 PM, [REDACTED]@usdoj.gov wrote:

So we have no top cover. [REDACTED] but can call you if that 4 if that works .

On Apr 1, 2025, at 3:31 PM, Reuveni, Erez R. (CIV)
<Erez.R.Reuveni@usdoj.gov> wrote:

+ [REDACTED] Neither DHS nor DOJ leadership is willing to answer any of these questions right now. I am getting nowhere with anyone. Leadership appears committed on not answering anything until ordered to do so. We will certainly be ordered to do so. [REDACTED] has a filing tonight in GTMO where we have to give notice about some of these people being removed. That will trigger things moving in the boston case. I have managed to gather some facts on my end. [REDACTED] are you around at 4 pm to talk?

From: [REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>

Sent: Tuesday, April 01, 2025 3:24 PM

To: Reuveni, Erez R. (CIV) <Erez.R.Reuveni@usdoj.gov>

Cc: [REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>; [REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>; Flentje, August (CIV)

<August.Flentje@usdoj.gov>

Subject: Re: Draft Filings for Tonight in DVD Case (Third Country Removals)

We are out of time to know the answer to this. Look at this news article. I do not want the judge to order us to respond before we even have an answer. We could face an impending TRO any minute.

<image001.jpg>

Venezuelan migrants deported to El Salvador despite order barring removal to third countries
abcnews.go.com

Exhibit 11

From: [REDACTED]@usdoj.gov>
Sent: Wednesday, April 02, 2025 2:48 PM
To: Reuveni, Erez R. (CIV) <Erez.R.Reuveni@usdoj.gov>
Cc: Flentje, August (CIV) <August.Flentje@usdoj.gov>; [REDACTED]
[REDACTED]@usdoj.gov>; [REDACTED]@usdoj.gov>
Subject: RE: Draft Filings for Tonight in DVD Case (Third Country Removals)

Do we have any update? [REDACTED]
[REDACTED]

Separately, I have reason to believe that ERO offices have not received notice of the nationwide TRO. I just spoke to an OPLA attorney [REDACTED] who knew nothing about it from his leadership until he found the DVD order while researching on westlaw for another case and then reached out to his boss who reached out to HQ and was told that ERO is not removing people to third countries. However, this OPLA attorney confirmed that no one at ERO [REDACTED] had received that instruction. He asked that we not tell DHS that he told us this if we raise the issue with them.

I learned all of this because the ACLU is threatening to file a TRO [REDACTED] with regard to a person who is in our "class." [REDACTED]
[REDACTED]
[REDACTED]

Exhibit 12

From: [REDACTED] (CIV)
To: [Flentje, August \(CIV\)](#)
Cc: [Reuveni, Erez R. \(CIV\)](#); [REDACTED] (CIV); [REDACTED] (CIV)
Subject: RE: Draft Filings for Tonight in DVD Case (Third Country Removals)
Date: Wednesday, April 02, 2025 7:47:27 PM

We have all done our duty; the rest is on DHS. They are making this so much worse for themselves by the hour by refusing to participate.

From: Flentje, August (CIV) <August.Flentje@usdoj.gov>
Sent: Wednesday, April 02, 2025 7:40 PM
To: [REDACTED]@usdoj.gov
Cc: Reuveni, Erez R. (CIV) <Erez.R.Reuveni@usdoj.gov>; [REDACTED]@usdoj.gov;
[REDACTED]@usdoj.gov
Subject: Re: Draft Filings for Tonight in DVD Case (Third Country Removals)

Sounds good. Sorry we have been having trouble getting information here. It will likely take a court order.

On Apr 2, 2025, at 7:33 PM, [REDACTED]@usdoj.gov> wrote:

I'd like to respond as Erez said below. So I'll just do that.

From: Flentje, August (CIV) <August.Flentje@usdoj.gov>
Sent: Wednesday, April 02, 2025 7:31 PM
To: Reuveni, Erez R. (CIV) <Erez.R.Reuveni@usdoj.gov>
Cc: [REDACTED]@usdoj.gov; [REDACTED]
[REDACTED]@usdoj.gov; [REDACTED]@usdoj.gov
Subject: Re: Draft Filings for Tonight in DVD Case (Third Country Removals)

No great ideas.

On Apr 2, 2025, at 7:18 PM, Reuveni, Erez R. (CIV) <Erez.R.Reuveni@usdoj.gov> wrote:

I think we need to respond at this point just that we have no further information at this time. That will trigger them running to court. It is what it is. Auggie any other thoughts?

From: [REDACTED]@usdoj.gov>
Sent: Wednesday, April 02, 2025 6:58 PM

To: Reuveni, Erez R. (CIV) <Erez.R.Reuveni@usdoj.gov>; [REDACTED]
[REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>
Cc: Flentje, August (CIV) <August.Flentje@usdoj.gov>; [REDACTED]
[REDACTED]
Subject: RE: Draft Filings for Tonight in DVD Case (Third Country Removals)

Its been 24 hours since plaintiffs reached out for the second time...

From: Reuveni, Erez R. (CIV) <Erez.R.Reuveni@usdoj.gov>
Sent: Wednesday, April 02, 2025 3:34 PM
To: [REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>; [REDACTED]
[REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>
Cc: Flentje, August (CIV) <August.Flentje@usdoj.gov>; [REDACTED]
[REDACTED] <[\[REDACTED\]@usdoj.gov](mailto:[REDACTED]@usdoj.gov)>
Subject: RE: Draft Filings for Tonight in DVD Case (Third Country Removals)

Edits:

DHS,

[REDACTED]

[REDACTED]

Additionally, we have received some inquiries from USAOs regarding potential lawsuits filed by aliens covered by the DVD nationwide TRO. We have informed them of the nationwide TRO, but want to again confirm whether written notice of the terms of that injunction have been circulated to ICE OPLA and ERO offices, in addition to the guidance signed by DHS on third country removals on Sunday.

Thanks,

[REDACTED]